

MCCAIN AMENDMENT NO. 3328

Mr. SHELBY (for Mr. MCCAIN) proposed an amendment to the bill, S. 2307, *supra*; as follows:

At the appropriate place, insert:

SEC. . The change in definition for Amtrak capital expenses shall not affect the legal characteristics of capital and operating expenditures for purposes of Amtrak's requirement to eliminate the use of appropriated funds for operating expenses according to P.L. 105-134. No funds appropriated for Amtrak in this Act shall be used to pay for any wage, salary, or benefit increases that are a result of any agreement entered into after October 1, 1997; *Provided further*, That nothing in this Act shall affect Amtrak's legal requirements to maintain its current system of accounting under Generally Accepted Accounting Principles; *Provided further*, That no later than 30 days after the end of each quarter beginning with the first quarter in fiscal year 1999, Amtrak shall submit to the Amtrak Reform Council and the Senate Committee on Appropriations, and the Senate Committee on Commerce, Science, and Transportation, a reporting of specific expenditures for preventative maintenance, labor, and other operating expenses from amounts made available under this Act, and Amtrak's estimate of the amounts expected to be expended for such expenses for the remainder of the fiscal year.

SPECTER (AND SANTORUM)
AMENDMENT NO. 3329

Mr. SHELBY (for Mr. SPECTER for himself and Mr. SANTORUM) proposed an amendment to the bill, S. 2307, *supra*; as follows:

At the appropriate place in the bill, insert the following:

SEC. . Section 3 of the Act of July 17, 1952 (66 Stat. 746, chapter 921), and section 3 of the Act of July 17, 1952 (66 Stat. 571, chapter 922), are each amended in the proviso—

(1) by striking "That" and all that follows through "the collection of" and inserting "That the commission may collect"; and

(2) by striking ", shall cease" and all that follows through the period at the end and inserting a period.

On page 22 of the bill, in line 1, strike "State of Michigan," and insert: "Oakland County, MI,".

On page 89 of the bill, in line 24, before the figure "2,700,000" insert the following "200,000 is provided for the Southeast Michigan commuter rail viability study; \$2,000,000 is provided for the major investment analysis of Honolulu transit alternatives;".

On page 92 of the bill, after line 25, insert the following:

SEC. . Section 1212(m) of Public Law 105-178 is amended (1) in the subsection heading by inserting ", Idaho and West Virginia" after "Minnesota"; and (2) by inserting "or the States of Idaho or West Virginia" after "Minnesota".

In amendment No. 3324, in line 10, strike "determine the feasibility or providing reliable access connecting King Cove and Cold Bay, Alaska" and insert the following: "study rural access issues in Alaska".

JOHNSON (AND OTHERS)
AMENDMENT NO. 3331

Mr. SHELBY (for Mr. JOHNSON, for himself, Mr. KOHL, and Mr. BOND) proposed an amendment to the bill, S. 2307, *supra*; as follows:

On page 30, after line 11, before the period insert the following: *Provided further*, That,

of the funds made available under Sec. 5308, up to \$10 million may be used for the projects that include payments for the incremental costs of biodiesel fuels: *Provided further*, That incremental costs shall be limited to the cost difference between the cost of alternative fuels and their petroleum-based alternatives".

DURBIN (AND LAUTENBERG)
AMENDMENT NO. 3332

Mr. SHELBY (for Mr. DURBIN for himself and Mr. LAUTENBERG) proposed an amendment to the bill, S. 2307, *supra*; as follows:

At the appropriate place, insert the following:

SEC. . PROHIBITIONS AGAINST SMOKING ON
SCHEDULED FLIGHTS.

(a) IN GENERAL.—Section 41706 of title 49, United States Code, is amended to read as follows:

"§41706. Prohibitions against smoking on
scheduled flights

"(a) SMOKING PROHIBITION IN INTRASTATE AND INTERSTATE AIR TRANSPORTATION.—An individual may not smoke in an aircraft on a scheduled airline flight segment in interstate air transportation or intrastate air transportation.

"(b) SMOKING PROHIBITION IN FOREIGN AIR TRANSPORTATION.—The Secretary of Transportation shall require all air carriers and foreign air carriers to prohibit, on and after the 120th day following the date of the enactment of this section, smoking in any aircraft on a scheduled airline flight segment within the United States or between a place in the United States and a place outside the United States.

"(c) LIMITATION ON APPLICABILITY.—With respect to an aircraft operated by a foreign air carrier, the smoking prohibitions contained in subsections (a) and (b) shall apply only to the passenger cabin and lavatory of the aircraft. If a foreign government objects to the application of subsection (b) on the basis that it is an extraterritorial application of the laws of the United States, the Secretary is authorized to waive the application of subsection (b) to a foreign air carrier licensed by that foreign government. The Secretary of Transportation shall identify and enforce an alternative smoking prohibition in lieu of subsection (b) that has been negotiated by the Secretary and the objecting foreign government through a bilateral negotiation process.

"(d) REGULATIONS.—The Secretary shall prescribe regulations necessary to carry out this section."

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the 60th day following the date of the enactment of this Act.

BURNS AMENDMENT NO. 3333

Mr. SHELBY (for Mr. BURNS) proposed an amendment to the bill, S. 2307, *supra*; as follows:

At the appropriate place, insert the following:

SEC. . HAZARDOUS MATERIALS.

In the case of a state that, as of the date of enactment of this Act, has in force and effect State hazardous material transportation laws that are inconsistent with federal hazardous material transportation laws with respect to intrastate transportation of agricultural production materials for transportation from agricultural retailer to farm, farm to farm, and from farm to agricultural retailer, within a 100-mile air radius, such inconsistent laws may remain in force and effect for fiscal year 1999 only.

LAUTENBERG (AND KERRY)
AMENDMENT NO. 3334

Mr. SHELBY (for Mr. LAUTENBERG, for himself and Mr. KERRY) proposed an amendment to the bill, S. 2307, *supra*; as follows:

On page 79 of the bill, in line 21 before the period, insert: "*Provided further*, That the Secretary, acting through the Administrator of the Federal Aviation Administration, shall by January 1, 1999, take such actions as may be necessary to ensure that each air carrier (as that term is defined in section 40102 of title 49 U.S.C.) prominently displays on every passenger ticket sold by any means or mechanism a statement that reflects the national average per passenger general fund subsidy based on the fiscal year 1997 general fund appropriation from the Federal Government to the Federal Aviation Administration; *Provided further* that the Secretary of Transportation, acting through the administrator of the Federal Highway Administration, shall take such actions as may be necessary to ensure the placement of signs, on each Federal-aid highway (as that term is defined in section 101 of title 23, U.S.C.) that states that, during fiscal year 1997, the Federal Government provided a general fund appropriation at a level verified by the Department of Transportation, for the subsidy of State and local highway construction and maintenance".

D'AMATO AMENDMENT NO. 3335

Mr. SHELBY (for Mr. D'AMATO) proposed an amendment to the bill, S. 2307, *supra*; as follows:

At the appropriate place in title III, insert the following:

SEC. 3 . REIMBURSEMENT FOR SALARIES AND
EXPENSES.

The National Transportation Safety Board shall reimburse the State of New York and local counties in New York during the period beginning on June 12, 1997, and ending on September 30, 1999, an aggregate amount equal to \$6,059,000 for costs (including salaries and expenses) incurred in connection with the crash of TWA Flight 800.

NOTICE OF HEARING

COMMITTEE ON INDIAN AFFAIRS

Mr. CAMPBELL. Mr. President, I would like to announce that the Senate Committee on Indian Affairs will meet during the session of the Senate on Wednesday, July 29, 1998, at 9:30 a.m. to conduct a Business Meeting to consider the following pending business of the Committee: S. 1905, A Bill to Compensate the Cheyenne River Sioux Tribe, and for Other Purposes; S. 391, To Provide for the Distribution of Certain Judgment Funds to the Mississippi Sioux Tribe of Indians, and for Other Purposes; and S. 1770, To Elevate the Position of the Director of the Indian Health Service to Assistant Secretary for Health and Human Services. The Business Meeting will be held in room 485 of the Russell Senate Office Building.

Those wishing additional information should contact the Committee on Indian Affairs at 202/224-2251.